

## CORRECTED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 30 2001  
Returned to applicant for correction MAY 09 2001  
Corrected application filed JUL 06 2001  
Map filed OCT 14 1997 under 63480

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The applicant **James M. Bell, Dawn L. Bell** hereby make application for permission to change the **Point of diversion, Manner of Use, and Place of Use** of water heretofore appropriated under **Permit No. 63140**

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1. The source of water is **an underground source in Nye County**
2. The amount of water to be changed **0.22 cubic feet per second, not to exceed 20 AFA**
3. The water to be used for **Commercial**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **Within the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 26 Township 13 South; Range 47 East, Mount Diablo Baseline and Meridian or at a point from which the South  $\frac{1}{4}$  Corner of Said Section 26 bears S 02° 30' 34" W, a distance of 396.00 feet. See Map on file in permit 63480.**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 8, Township 16 South, Range 48 East, Mount Diablo Baseline and Meridian. Or a point from which the North  $\frac{1}{4}$  Corner of said Section 8 bears N 60° 37' 25" East, a distance of 565 feet. See map on file for permit 63140.**
7. Proposed place of use **US Ecology, Inc., within the boundary of the 80 acre facility located in Nye County, Nevada, within the boundaries described below: NW $\frac{1}{4}$  NE $\frac{1}{4}$ ; NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 35 Township 13 South, Range 47 East, Mount Diablo Baseline & Meridian**
8. Existing place of use **9.6 acres within the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 8, Township 16 South, Range 48 East, Mount Diablo Baseline & Meridian, and more particularly described as Nye County APN 19-651-06, and being Parcel 2 on Parcel Map F - 145299.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Use existing groundwater well and pump.**
12. Estimated cost of works **0**
13. Estimated time required to construct works **Immediate. Well is operational.**
14. Estimated time required to complete the application of water to beneficial use **Immediate**
15. Remarks: **Lease agreement between US Ecology, Inc., and James M. Bell, Dawn L. Bell to conclude December 31, 2007.**

By **James L. Hancock/James M. Bell/Dawn L. Bell**  
**s/James L. Hancock James M. Bell Dawn L. Bell**  
**P. O. Box 578, Hwy 95, 11 Miles South of Beatty**  
**Beatty, Nevada 89003**

Compared my/ cmf lb/ cmf

Protested 9/25/01 by U.S.D.I. Bureau of Land Management;  
WDN 11/5/01

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and the manner of use of the waters of an underground source as heretofore granted under Permit 63140 is issued subject to the terms and conditions imposed in said Permit 63140 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.22 cubic feet per second, but not to exceed 20 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

June 25, 2003

Proof of completion of work shall be filed before:

July 25, 2003

Water must be placed to beneficial use on or before:

June 25, 2005

Proof of the application of water to beneficial use shall be filed on or before:

July 25, 2005

Map in support of proof of beneficial use shall be filed on or before:

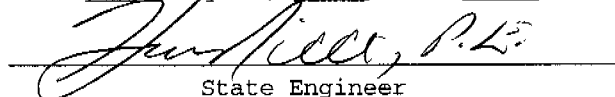
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 25th day of, June A.D. 2002

  
State Engineer

Completion of work filed AUG 05 2003

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_